



O'Melveny & Myers LLP 400 South Hope Street 18th Floor Los Angeles, CA 90071-2899 T: +1 213 430 6000 F: +1 213 430 6407 omm.com File Number: 0872056-00304

March 16, 2018

Dawn Sestito
D: +1 213 430 6352
dsestito@omm.com

VIA ECF

The Honorable Lorna G. Schofield United States District Court Southern District of New York 500 Pearl Street New York, NY 10007

Re: <u>Case No. 17-cv-3239(LGS)</u>, <u>Brumfield et al.</u>, <u>v. Trader Joe's</u>, <u>Trader Joe's Request to Appear Telephonically</u>

Dear Judge Schofield:

The Court has scheduled a conference for March 22, 2018 at 11:10 A.M. to discuss the issues raised in F.J. Sanchez Sucesores, S.A.U.'s ("Sanchez") pre-motion letter regarding its anticipated motion to dismiss (Dkt. Nos. 91, 94.) I am lead counsel for defendant Trader Joe's Company ("Trader Joe's"), but am unable to attend the March 22 conference in person due to a conflict in my business travel schedule. I am able to attend the conference telephonically, if the Court permits, and do not plan to make substantive argument regarding Sanchez's pre-motion letter.

Respectfully submitted,

By: <u>/s/ Dawn Sestito</u>
Dawn Sestito
O'MELVENY & MYERS LLP

Counsel for Defendant Trader Joe's Company